

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

International Application No. : PCT/EP03/08471
 International Filing Date : July 31, 2003
 U.S. Serial No. : 10/525,000
 Deposit Date U.S. Nat'l Phase : February 17, 2005
 Priority Date(s) Claimed : August 19, 2003
 Applicant(s) : Roland SUCK et al.
 Title: VARIANTS OF THE MAJOR ALLERGEN PHL P1 FROM TIMOTHY GRASS

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
 UNDER 35 U.S.C. § 371**

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 11213-1450

Sir:

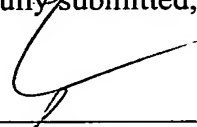
In response to the Notification of Missing Requirements dated August 18, 2005:

- ☒ Applicants believe that the attached Notice was issued in error as the Declaration was executed at the time of filing. Please find attached a copy of the executed Declaration.
- ☐ Applicant(s) include an executed assignment and Recordation Form Cover Sheet with the recordation fee of \$40.00 (Check No.).
- ☒ Attached is a copy of the Notification of Missing Requirements.
- ☐ Applicant(s) request that the time for taking action in this case be extended pursuant to 37 CFR 1.136(a) for a period of one/two/three/four/five month(s) along with the fee of .
- ☐ Applicant(s) are entitled to small entity status.
- ☐ Attached is a verified English translation of the PCT publication along with the fee of \$130.00.
- ☐ Attached is a Preliminary Amendment.
- ☐ Applicant(s) include the extra claims fee of \$ for claims in excess of 20 per additional claim, for independent claims in excess of 3 per additional claim, and/or for multiple dependent claims.
- ☐ Attached is the Sequence Disclosure (paper/disk versions) with the appropriate statement as required

- ☐ Attached is an Application Data Sheet (ADS).
- ☐ Attached are the substitute drawings as required.

Attached is a check in the amount of \$. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402.

Respectfully submitted,



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Attorney Docket No.: MERCK-2975

Date: October 18, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

AUG 22 2005

UNITED STATES DEPARTMENT OF COMMERCE
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|---|--------------------------------------|--------------------------------|
| U.S. APPLICATION NUMBER NO. 10/525,000 | FIRST NAMED APPLICANT Roland Suck | ATTY. DOCKET NO. MERCK-2975 |
|---|--------------------------------------|--------------------------------|

23599
 MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
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 ARLINGTON, VA 22201

CASE _____
 ACTION RESP TO MR
 FEE DATE 10.18.05

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|---|
| INTERNATIONAL APPLICATION NO. PCT/EP03/08471 |
| LA. FILING DATE 07/31/2003 |
| PRIORITY DATE |

CONFIRMATION NO. 2809
 371 FORMALITIES LETTER
 OC000000016805539
 OC000000016805539

Date Mailed: 08/18/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/17/2005
- English Translation of the IA filed on 02/17/2005
- Copy of the International Search Report filed on 02/17/2005
- Copy of IPE Report filed on 02/17/2005
- Preliminary Amendments filed on 02/17/2005
- Information Disclosure Statements filed on 02/17/2005
- Biochemical Sequence Diskette filed on 02/17/2005
- Oath or Declaration filed on 02/17/2005
- U.S. Basic National Fees filed on 02/17/2005
- Assignment filed on 02/17/2005
- Priority Documents filed on 02/17/2005

CASE _____
 ACTION _____
 FEE DATE _____

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68:

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

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8.22.05

of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/525,000 | PCT/EP03/08471 | MERCK-2975 |

FORM PCT/DO/EO/905 (371 Formalities Notice)